



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

FEB 14 2005

John B. Whidden V
5777 Brookway Drive
Winston-Salem, North Carolina 27105

RE: MUR 5424
Virginia Foxx
Virginia Foxx for Congress and Carolyn
Aldridge, in her official capacity as treasurer

Dear Mr. Whidden:

This is in reference to the complaint you filed with the Federal Election Commission on March 8, 2004, concerning Virginia Foxx and Virginia Foxx for Congress and Carolyn Aldridge, in her official capacity as treasurer ("Respondents"). Based on that complaint, and information obtained from the Respondents, on February 7, 2005, the Commission found that there was reason to believe Respondents violated 2 U.S.C. §§ 441i(e)(1)(A) and 439a, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission determined to take no further action against Respondents, and closed the file in this matter on February 7, 2005. At the same time, the Commission admonished Respondents that payment of congressional campaign telephone expenses with state senate committee funds appears to be a violation of 2 U.S.C. § 441i(e)(1)(A), and that the payment of Ms. Foxx's membership dues in the Yadkin County Chamber of Commerce appears to be a violation 2 U.S.C. § 439a.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

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If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script that reads "Christine C. Gallagher".

Christine C. Gallagher
Attorney

Enclosure
General Counsel's Report

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